

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION, POWER OF ATTORNEY AND PETITION

CONTINUATION-IN-PART      DOCKET NO. 1984-A

DECLARATION OF:    EDUARD P. BABAYAN, MICHAEL C. BURKITT, DAVID W. GIBSON

PETITIONER(S) :

I (WE) ,                    EDUARD P. BABAYAN, MICHAEL C. BURKITT, DAVID W. GIBSON

DECLARE

that I (we) am (are) citizens of THE UNITED STATES OF AMERICA  
residing in HUNTINGTON BEACH, COSTA MESA, AND NEWPORT BEACH, ALL IN  
CALIFORNIA,

that I (we) have read the foregoing specification and claims and I (we)  
verily believe I (we) am (are) the original, first and sole (joint)  
inventor(s) of the invention in:    "WOVEN FABRIC WITH A MODIFIED ESTER  
RESIN FOR USE AS A WET FRICTION LINER" described and claimed therein;

that this application in part, discloses and claims subject matter  
disclosed in my (our) earlier filed pending application(s), entitled:  
"WOVEN OR BRAIDED FABRIC IMPREGNATED WITH A CYANATE ESTER RESIN FOR USE  
AS A WET FRICTION MATERIAL IN TRANSMISSIONS"; FILED AS A PROVISIONAL  
PATENT APPLICATION, SERIAL NO.: 60/260,331; FILED: JANUARY 8, 2001;

that as to the subject matter of this application which is common to  
said earlier application(s), I (we) do not know and do not believe that  
the same was ever known or used in the United States of America before  
my (our) invention thereof or patented or described in any printed  
publication in any country before my (our) invention thereof or more  
than one year prior to said earlier application, or in public use or on  
sale in the United States for more than one year prior to said earlier  
application; that said common subject matter has not been patented or  
made the subject of an inventor's certificate issued before the date of  
said earlier application in any country foreign to the United States of  
America on an application filed by me (us) or my (our) legal  
representatives or assigns more than twelve months prior to said  
application, except as follows:    NONE;

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and that no application for patent or inventor's certificate on said invention has been filed by me (us), or my (our) representatives or assigns in any country foreign to the United States, except as follows: **NONE**; that as to the subject matter of this application which is not common to said earlier application, I (we) do not know and do not believe that the same was ever known or used in the United States of America before my (our) invention thereof, or patented or described in any printed publication in any country before my (our) invention thereof or more than one year prior to the date of this application; that said subject matter has not been patented or made the subject of an inventor's certificate issued in any country foreign to the United States on an application filed by me (us) or my (our) legal representatives or assigns more than twelve months prior to the date of this application; that no application for patent or inventor's certificate on said invention has been filed by me (us) or my (our) representatives or assigns in any country foreign to the United States, except as follows: **NONE**;

that I (we) acknowledge my (our) duty to disclose information of which I (we) am (are) aware which is material to the patentability of this application as defined in 37 C.F.R. 1.56(a); and, that I (we) have reviewed and understand the contents of the attached specification, and the claims; and that Applicant(s) acknowledge(s) the duty to disclose material information as defined in 37 C.F.R. 1.56(a) which occurred between the filing date of the prior application, and the filing date of this continuation-in-part application which discloses and claims subject matter in addition to that disclosed in the prior application [37 C.F.R. 1.63(d)].

And I (we) hereby appoint the following:

**WILLIE KRAWITZ**  
**3001 CHAPEL HILL ROAD**  
**ORANGE, CALIF. 92867**  
**TELEPHONE: (714) 974-1190**

**REGISTRATION No: 20,782**

with full power to prosecute this application, appoint substitutes, receive the issued patent and transact all business in the Patent and Trademark Office in connection therewith.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Wherefore, I (we) pray that letters patent be granted to me (us) for the invention described and claimed in the foregoing specification and claims, and I (we) hereby subscribe my (our) name(s) to the foregoing specification and claims, declaration, power of attorney and this petition.

The undersigned petitioner(s) further declare(s) that all statements made herein of my (our) knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

12/19/01

DATED

Eduard P. Babayan

INVENTOR: EDUARD P. BABAYAN  
POST OFFICE ADDRESS:  
6182 PACEMENT DRIVE  
HUNTINGTON BEACH, CALIFORNIA 92648

12/19/2001

DATED

Michael C. Burkitt

INVENTOR: MICHAEL C. BURKITT  
POST OFFICE ADDRESS:  
c/o J.D. LINCOLN, INC.  
851 W. 18th STREET  
COSTA MESA, CALIFORNIA 92627

12/19/2001

DATED

David W. Gibson

INVENTOR: DAVID W. GIBSON  
POST OFFICE ADDRESS:  
392 VISTA BAYA  
NEWPORT BEACH, CALIFORNIA 92660

DATED

INVENTOR:  
POST OFFICE ADDRESS:

Applicant or Patentee : J.D. LINCOLN, INC.  
Serial or Patent No. :  
Filed or issued : DOCKET: 1984-A  
For : "WOVEN FABRIC WITH A MODIFIED CYANATE ESTER  
RESIN FOR USE AS A WET FRICTION LINER"

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS

[37 C.F.R. 1.9 (f) and 1.27 (b)] - INDEPENDENT INVENTOR

As below named inventors, We hereby declare that We qualify as independent inventors as defined in 37 C.F.R. 1.9 (c) for purposes of paying reduced fees under section 41 (a) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled:

"WOVEN FABRIC WITH A MODIFIED CYANATE ESTER  
RESIN FOR USE AS A WET FRICTION LINER"

described in:

[XXXXX] the specification filed herewith  
[XXXXX] application serial no. 60/260,331, filed JANUARY 8, 2001  
[ ] patent no. , issued

We have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9 (c) if that person had made the invention, or in any concern which would not qualify as a small business concern, under 37 C.F.R. 1.9 (d) or a nonprofit organization under 37 C.F.R. 1.9 (e).

Each person, concern or organization to which We have assigned, granted, conveyed, or licensed or are under an obligation under contract or law to assign, grant, convey, or license any right in the invention are listed below.

[ ] no such person, concern, or organization  
[XXXXX] persons, concerns or organizations listed below\*\*\*

\*\*\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities [37 C.F.R. 1.27].

FULL NAME J.D. LINCOLN, INC.

ADDRESS 851 W. 18th STREET, COSTA MESA, CALIFORNIA 92627

[ ] individual [XXX] small business concern [ ] nonprofit organization

FULL NAME

ADDRESS

[ ] individual [ ] small business concern [ ] nonprofit organization

FULL NAME

ADDRESS

[ ] individual [ ] small business concern [ ] nonprofit organization

We acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate [37 C.F.R. 1.28 (b)].

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18 section 1001 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

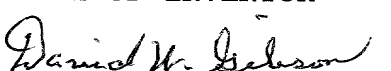
EDUARD P. BABAYAN  
NAME OF INVENTOR

MICHAEL C. BURKITT  
NAME OF INVENTOR

DAVID W. GIBSON  
NAME OF INVENTOR

  
INVENTOR'S SIGNATURE

  
INVENTOR'S SIGNATURE

  
INVENTOR'S SIGNATURE

12/19/01  
DATE

12/19/2001  
DATE

12/19/2001  
DATE

Applicant or Patentee: J.D. LINCOLN, INC.

Serial or Patent No : \_\_\_\_\_

Docket No.: 1984-A

Filed or Issued : \_\_\_\_\_

For: \_\_\_\_\_

"WOVEN FABRIC WITH A MODIFIED CYANATE ESTER  
RESIN FOR USE AS A WET FRICTION LINER"

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. 1.9 (f) and 1.27 (c) - SMALL BUSINESS CONCERN**

I hereby declare that I am

[ ] the owner of the small business concern identified below:

[XXX] an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN

J.D. LINCOLN, INC.

ADDRESS OF CONCERN

851 W. 18th STREET

COSTA MESA, CALIFORNIA 92627

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. 121.3-18, and reproduced in 37 C.F.R. 1.9 (d), for purposes of paying reduced fees under sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "WOVEN FABRIC WITH A MODIFIED CYANATE ESTER  
RESIN FOR USE AS A WET FRICTION LINER"

by inventor(s)

EDUARD P. BABAYAN, MICHAEL C. BURKITT, DAVID W. GIBSON

described in

[XXXX] the specification filed herewith

[XXXX] application serial no. 60/260,331, filed JANUARY 8, 2001

[ ] patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\*\*\*, and no other rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9 (d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9 (d) or a nonprofit organization under 37 C.F.R. 1.9 (e). \*\*\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME

ADDRESS

[ ] individual [ ] small business concern [ ] nonprofit organization

NAME

ADDRESS

[ ] individual [ ] small business concern [ ] nonprofit organization

I acknowledge my duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING

MICHAEL C. BURKITT

TITLE OF PERSON OTHER THAN OWNER

VICE-PRESIDENT

ADDRESS OF PERSON SIGNING

J.D. LINCOLN, INC.

851 W. 18th STREET

COSTA MESA, CALIFORNIA 92627

SIGNATURE

Michael C. Burkitt  
MICHAEL C. BURKITT, VICE-PRESIDENT  
J.D. LINCOLN, INC.

DATE

12/19/2001